**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**APPELLATE JURISDICTION**

**CRIMINAL APPEAL NO.128 OF 2004**

The State of Maharashtra ...Appellant

V/s.
Sau.Gangabai @ Sulochanabai
Shivaji Ahire & Ors. ...Respondents

Mr.A.S. Gadkari for Appellant.
None for Respondents.

**CORAM : V.M. KANADE, J.**
**DATED : 4th AUGUST, 2007.**

**P.C:-**

1. Heard learned APP for the State/Appellant.

2. The Judicial Magistrate, First Class, Satana, Dist:Nashik acquitted the Respondents/Accused for the offences punishable U/s.324, 504, 506 r/w 34 of IPC.

3. The State has filed this appeal against acquittal of order. I have perused the order passed by the Judicial Magistrate. All the eye witnesses who were examined by the prosecution except the complainant

admittedly, turned hostile. Even blood-stained clothes have not been produced by the prosecution. The Complainant admittedly, did not mention names of the accused in his complaint. Taking into consideration this evidence, the Trial Court has acquitted all the accused. View taken by the Trial Court is plausible view. Finding recorded by the Trial Court is neither perverse nor unreasonable. Hence, there is no merit in the submissions made by the learned counsel for the Appellant. Leave to file appeal is refused. Appeal is dismissed, accordingly.

**V.M. KANADE, J.**